

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION**

JOHN F. CONCHLAR, CLERK
BY: John F. Conchlar
DEPUTY CLERK

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

that the plaintiff's complaint shall be **DISMISSED** without prejudice pursuant to 28 U.S.C. § 1915(g). Furthermore, the order [docket no. 7] permitting plaintiff to proceed without full prepayment of the filing fee is **REVOKED**, and plaintiff's request to proceed in forma pauperis is **DENIED**. This case is **STRICKEN** from the active docket of the court.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to plaintiff and to counsel of record for defendants.

ENTER: This 24th day of January, 2008.

Frank Conrad
United States District Judge